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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

PABLO ANTONIO GONZALEZ-
GOMEZ,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 06-73724

Agency No. A070-817-495

MEMORANDUM *

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted February 18, 2009**

Before: BEEZER, FERNANDEZ, and W. FLETCHER, Circuit Judges.

Pablo Antonio Gonzalez-Gomez, a native and citizen of Guatemala,
petitions for review of the Board of Immigration Appeals' order summarily
affirming an immigration judge's ("IJ") decision denying his application for

* This disposition is not appropriate for publication and is not precedent
except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

asylum and withholding of removal. We have jurisdiction under 8 U.S.C. § 1252. We review for substantial evidence, *Kumar v. INS*, 204 F.3d 931, 933 (9th Cir. 2000), and we deny the petition for review.

The IJ concluded that Gonzalez-Gomez had suffered past persecution in Guatemala on account of his political opinion, and gave Gonzalez-Gomez the benefit of a rebuttable presumption that he had reason to fear future persecution. The record supports the IJ's determination that the government provided sufficient evidence of changed country conditions in Guatemala to rebut that presumption. *See id.* at 934. Contrary to Gonzalez-Gomez's contention, the IJ's analysis of how changed country conditions affected his specific situation was sufficiently individualized. *See Gonzalez-Hernandez v. Ashcroft*, 336 F.3d 995, 998-1000 (9th Cir. 2003). We therefore uphold the denial of asylum and withholding of removal.

In its August 16, 2005 decision, the IJ granted Gonzalez-Gomez 60 days to voluntarily depart, on the condition that he post bond within five business days. The government attests that as of August 29, 2007, no bond had been posted, and Gonzalez-Gomez provides no contrary evidence. The IJ's grant of voluntary departure was therefore automatically vacated by operation of 8 U.S.C. § 1240.26(c)(3) and we lack authority to grant Gonzalez-Gomez's request for a stay of the voluntary departure period.

PETITION FOR REVIEW DENIED.